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UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN JOSE DIVISION

GURSIMRAT SINGH,

Petitioner,

v.

ROSEMARY MELVILLE, District Director, in
 her Official Capacity, District Director,
 Citizenship and Immigration Services, United
 States Department of Homeland Security, San
 Francisco, California; FRANCIS D. SICILIANO,
 in his Official Capacity, Field Office Director,
 Citizenship and Immigration Services, United
 States Department of Homeland Security, San
 Jose, California; EMILIO T. GONZALEZ, in his
 Official Capacity, Director, United States
 Citizenship and Immigration Services,
 Department of Homeland Security; MICHAEL
 CHERTOFF, in his Official Capacity, Secretary,
 Department of Homeland Security; MICHAEL
 MUKASEY, in his Official Capacity, United
 States Attorney General; and ROBERT S.
 MUELLER, III, in his Official Capacity,
 Director, Federal Bureau of Investigation;

Respondents.

No. C 07-5917 PVT

**PARTIES' JOINT REQUEST TO BE
 EXEMPT FROM FORMAL ADR
 PROCESS**

Each of the undersigned certifies that he or she has read either the handbook entitled "Dispute Resolution Procedures in the Northern District of California," or the specified portions of the ADR Unit's Internet site <www.adr.cand.uscourts.gov>, discussed the available dispute resolution options provided by the court and private entities, and considered whether this case might benefit Parties' Request for ADR Exemption

1 from any of them.

2 Here, the parties agree that referral to a formal ADR process will not be beneficial because this
3 action is limited to petitioner's request that this Court compel respondents to adjudicate the
4 application for naturalization. Respondents have already requested the FBI expedite the name
5 check so that the application may be processed as soon as possible. Given the substance of the
6 action and the lack of any potential middle ground, ADR will only serve to multiply the
7 proceedings and unnecessarily tax court resources.

8 Accordingly, pursuant to ADR L.R. 3-3(c), the parties request the case be removed from the
9 ADR Multi-Option Program and that they be excused from participating in the ADR phone
10 conference and any further formal ADR process.

11 Dated: February 15, 2008

Respectfully submitted,

12 JOSEPH P. RUSSONIELLO
13 United States Attorney

14 /s/
15 ILA C. DEISS¹
16 Assistant United States Attorney
Attorneys for Respondents

17 Dated: February 13, 2008

18 /s/
19 ANTOINETTE MCGILL
KALPANA V. PEDDIBHOTLA
Attorneys for Petitioner

20 **ORDER**

21 Pursuant to stipulation and to ADR L. R. 3-3(c), the parties are hereby removed from the ADR
22 Multi-Option Program and are excused from participating in the ADR phone conference and any
23 further formal ADR process.

24 **SO ORDERED.**

25 Dated:

26 PATRICIA V. TRUMBULL
United States Magistrate Judge

27 _____
28 ¹ I, Ila Deiss, hereby attest that I have on file all holograph signatures for any signatures
indicated by a "conformed" signature (/s/) within this efiled document.